

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark Taylor Wedell, et al.

Reissue Application for
U.S. Patent No. 5,803,590
issued September 8, 1998

Art Unit: 3406

Examiner: Not yet known

Serial No.: 08/610,575

Filed: March 8, 1996

For: ROADWAY LUMINAIRE

Assigned to: Acuity Brands, Inc.

Attorney Docket No. 50010/287195

Mail Stop Reissue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ASSIGNEE'S CONSENT TO REISSUE
AND CERTIFICATION UNDER 37 C.F.R. §3.73(b)**

Sir:

Pursuant to 37 C.F.R. § 1.172, the undersigned Assignee of the entire interest in U.S. Patent No. 5,803,590 hereby assents to the filing of the accompanying reissue application.

Acuity Brands, Inc., a Delaware corporation, certifies that it is the assignee of the entire right, title, and interest in the patent identified above by virtue of:

(A) an assignment from the inventors to Thomas & Betts Corporation,
recorded at Reel 8004, Frame 0273;

(B) an assignment from Thomas & Betts Corporation to Thomas & Betts International, Inc., recorded at Reel 011566, Frame 0548;

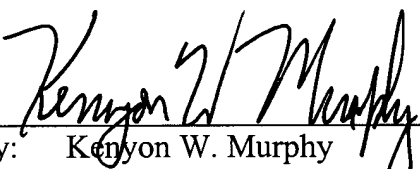
(C) an assignment from Thomas & Betts International, Inc. and Thomas & Betts Corporation to L&C Spinco, Inc., submitted for recordation with the Patent and Trademark Office on June 27, 2003; and

(D) a name change from L&C Spinco, Inc. to Acuity Brands, Inc., submitted for recordation with the Patent and Trademark Office on June 27, 2003.

The undersigned is empowered to sign this document on behalf of the assignee.

Respectfully submitted,

ACUITY BRANDS, INC.

KWS 
By: Kenyon W. Murphy
Title: Senior Vice President and General Counsel

Date: July 14, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark Taylor Wedell, et al.

Reissue Application for
U.S. Patent No. 5,803,590
issued September 8, 1998

Art Unit: 3406

Examiner: Not yet known

Serial No.: 08/610,575

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For: ROADWAY LUMINAIRE

Assigned to: Acuity Brands, Inc.

Attorney Docket No. 50010/287195

Mail Stop Reissue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PROOF OF OWNERSHIP OF ASSIGNEE

Sir:

Acuity Brands, Inc. ("Assignee") is the assignee of the entire interest in U.S. Patent No. 5,803,590, entitled "Roadway Luminaire," issued on September 8, 1998, and naming Mark Taylor Wedell, Edward Bernard Bilson, Thomas A. Zimmerman, and Glenn A. Ellis, III as inventors. In accordance with 37 C.F.R. § 3.73(b), documentary evidence of Assignee's interest is provided as follows:

(A) an assignment from the inventors to Thomas & Betts Corporation, recorded at Reel 8004, Frame 0273;

(B) an assignment from Thomas & Betts Corporation to Thomas & Betts International, Inc., recorded at Reel 011566, Frame 0548;

(C) an assignment from Thomas & Betts International, Inc. and Thomas & Betts Corporation to L&C Spinco, Inc., submitted for recordation with the Patent and Trademark Office on June 27, 2003; and

(D) a name change from L&C Spinco, Inc. to Acuity Brands, Inc., submitted for recordation with the Patent and Trademark Office on June 27, 2003.

Copies of all of the executed assignment and name change documents and notices of recordation of the assignments, where received, are attached.

Respectfully submitted,

ACUITY BRANDS, INC.

Kennon W. Murphy
wss By: Kennon W. Murphy
Title: Senior Vice President and General Counsel

Date: July 14, 2003

REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

I hereby declare that:

1. My residence, mailing address, and citizenship are stated below next to my name.
2. I am authorized to act on behalf of Acuity Brands, Inc. (the "Assignee"), and the title of my position with the Assignee is Senior Vice President and General Counsel.
3. The entire title to U.S. Patent No. 5,803,590, entitled "Roadway Luminaire," issued September 8, 1998 to Mark Taylor Wedell, Edward Bernard Bilson, Thomas A. Zimmerman, and Glenn A. Ellis, III, is vested in the Assignee.
4. I believe Mark Taylor Wedell, Edward Bernard Bilson, Thomas A. Zimmerman, Glenn A. Ellis, III, and Rick W. Kauffman to be the original, first, and joint inventors of the subject matter which is described and claimed in U.S. Patent No. 5,803,590, and for which a reissue patent is sought on the invention entitled "Roadway Luminaire," the specification of which is attached hereto.
5. I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.
6. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I. STATEMENT OF INOPERABILITY OR INVALIDITY AND OCCURRENCE OF THE ERRORS

7. I verily believe the original patent to be partly inoperative or invalid through error of an inventor incorrectly not named in the original issued patent. The original application, U.S. Serial No. 08/610,575, and original patent failed to properly name Rick W. Kauffman as an inventor.

II. STATEMENT OF LACK OF DECEPTIVE INTENT

8. All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the assignee and applicants.

9. I hereby revoke all powers of attorney previously given, and hereby appoint the following attorneys to prosecute and transact all business in the United States Patent and Trademark Office connected therewith:

FIRM NAME: KILPATRICK STOCKTON LLP, 1100 Peachtree Street, Suite 2800, Atlanta, Georgia 30309-4530

Attorney and/or Agent	Registration No.
Roger T. Frost	22,176
Charles Y. Lackey	22,707
Anthony B. Askew	24,154
John M. Harrington	25,592
Robert E. Richards	29,105
John S. Pratt	29,476
James L. Ewing, IV	30,630
Stephen M. Schaetzel	31,418
James Dean Johnson	31,771
Charles W. Calkins	31,814
Larry A. Roberts	31,871
Jamie L. Greene	32,467
George T. Marcou	33,014
Dean W. Russell	33,452
Charles T. Simmons	35,359
Eleanor M. Musick	35,623
Bruce D. Gray	35,799
Geoff L. Sutcliffe	36,348
David P. Lecroy	37,869
Mitchell G. Stockwell	39,389
Jeffery B. Arnold	39,540
Houri Khalilian	39,546
Brenda Ozaki Holmes	40,339
Michael J. Turton	40,852
Yoncha L. Kundupoglu	41,130
George A. Willingham, III	41,377
Alana G. Kriegsman	41,747

Attorney and/or Agent	Registration No.
J. Steven Gardner	41,772
Theodore M. Green	41,801
Thomas A. Corrado	42,439
John K. McDonald	42,860
Sima Singadia Kulkarni	43,732
Camilla Camp Williams	43,992
Christopher J. Chan	44,070
John William Ball, Jr.	44,433
Dawn-Marie Bey	44,442
Tiep H. Nguyen	44,465
Michael J. Dimino	44,657
Kristin L. Johnson	44,807
J. Jason Link	44,874
Vaibhav P. Kadaba	45,865
Greg Moldafsky	46,514
J. Michael Boggs	46,563
Tywanda L. Harris	46,758
Kristin D. Mallatt	46,895
Cynthia B. Rothschild	47,040
John C. Alemanni	47,384
Geoffrey K. Gavin	47,591
Janina Malone	47,768
Aleta A. Mills	47,794
William K. McGreevey	52,012
Elena S. Polovnikova	52,130
David E. Wigley	52,362

Send Correspondence to:

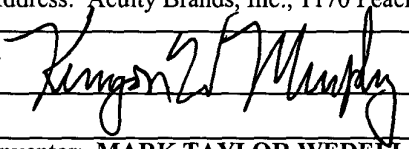
John S. Pratt, Esq.
Kilpatrick Stockton LLP
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309-4530



Direct telephone calls to:

Geoffrey K. Gavin, 404-815-6046

10. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of person signing: KENYON W. MURPHY	
Mailing Address: Acuity Brands, Inc., 1170 Peachtree Street, Suite 2400, Atlanta, Georgia, 30309	
Signature: 	Date: <i>July 14, 2003</i>
Patentee/Inventor: MARK TAYLOR WEDELL	Citizenship: U.S.A.
Residence/Mailing Address: P.O. Box 1303, Wrightsville Beach, NC, 28480	
Patentee/Inventor: EDWARD BERNARD BILSON	Citizenship: U.S.A.
Residence/Mailing Address: 8383 Rochester Cove, Germantown, TN, 38139	
Patentee/Inventor: THOMAS A. ZIMMERMAN	Citizenship: U.S.A.
Residence/Mailing Address: 7348 Greencliff Cove, Southaven, MS, 38671	
Patentee/Inventor: GLENN A. ELLIS, III	Citizenship: U.S.A.
Residence/Mailing Address: 525 South Prescott Street, Memphis, TN, 38111	
Full name of person signing: RICK W. KAUFFMAN	Citizenship: U.S.A.
Residence/Mailing Address: 7323 Barnstable Road, Memphis, TN, 38125	



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SEPTEMBER 23, 1996

PTAS

HOFFMANN & BARON
GLENN T. HENNEBERGER, ESQ.
350 JERICHO TURNPIKE
JERICHO, NY 11753



100222762A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/24/1996

REEL/FRAME: 8004/0273
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

WEDELL, MARK TAYLOR

DOC DATE: 05/20/1996

ASSIGNOR:

BILSON, EDWARD BENARD

DOC DATE: 05/16/1996

ASSIGNOR:

ZIMMERMAN, THOMAS A.

DOC DATE: 05/16/1996

ASSIGNOR:

ELLIS, GLENN A. III

DOC DATE: 06/16/1996

ASSIGNEE:

THOMAS & BETTS CORPORATION
1555 LYNNFIELD ROAD
MEMPHIS, TENNESSEE 38119

SERIAL NUMBER: 08610575
PATENT NUMBER:

FILING DATE: 03/08/1996
ISSUE DATE:

8004/0273 PAGE 2

JACQUELINE MOORE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

RECEIVED

06-28-1996

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

ET

81-40

Tab settings ☐ ☐ ☐

JUN 24 1996

To the Honorable **RECEIPT ACCOUNTING DIV** is a

100222762

original documents or copy thereof.

1. Name of conveying party(ies):

1. Mark Taylor Wedell
2. Edward Benard Bilson
3. Thomas A. Zimmerman
4. Glenn A. Ellis, III

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: Thomas & Betts Corporation

Internal Address: _____

Street Address: 1555 Lynnfield RoadCity: Memphis State: TN ZIP: 38119Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
- ☐ Security Agreement ☐ Change of Name
- ☐ Other _____

Execution Date:

1. 5-20-96
2. 5-16-96
3. 5-16-96
4. 6-16-96

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

o8/610,575

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Glenn T. Henneberger, Esq.

Internal Address: _____

Street Address: c/o HOFFMANN & BARON350 Jericho TurnpikeCity: Jericho State: NY ZIP: 117536. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41).....\$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number:

08-2461

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Glenn T. Henneberger

Name of Person Signing

Signature

June 19, 1996

Date

Total number of pages including cover sheet, attachments, and document: 4Docket No.: 577-73Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box AssignmentsWashington, D.C. 20231
050 TL 06/27/96 08610575

2 581

40.00 CK

For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application;
☐ U.S. Provisional Application;
☐ U.S. Patent; or
☐ PCT Application
By: ☒ Inventors or ☐ Present Owners

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNORS: (inventor(s) or person(s) or entity(ies) who own the invention)

Name

Mark Taylor Wedell

Address

2951 Holly Hearth CoveGermantown, Tennessee 38138

Nationality U.S.A.

Name

Edward Bernard Bilson

Address

3339 Ridgeway RoadMemphis, Tennessee 38115

Nationality U.S.A.

Name

Thomas A. Zimmerman

Address

1215 Goodman RoadSouthaven, Mississippi 38671

Nationality U.S.A.

Name

Glenn A. Ellis, IIIAddress 525 SOUTH PRESCOTT ST.~~1369 Greentree Valley #5~~Memphis, Tennessee 38119 38111

Nationality U.S.A.

(If assignment is by person or entity to whom invention was previously assigned and this was recorded in PTO add the following)

Recorded on _____

Reel _____

Frame _____

hereby sells, assigns and transfers to

ASSIGNEE:

(Type or print name of ASSIGNEE)

Thomas & Betts Corporation

Address

1555 Lynnfield RoadMemphis, Tennessee 38119

Nationality U.S.A.

and the successors, assigns and legal representatives of the ASSIGNEE,

(complete one of the following)

- ☒ the entire right, title and interest
☐ an undivided _____ percent (____%) interest

for the United States and its territorial possessions

- ☒ and in all foreign countries, including all rights to claim priority,

in and to any and all improvements which are disclosed in the invention entitled:

ROADWAY LUMINAIRE

and which is found in

(check and complete (a), (b), (c), (d), (e), (f), or (g))

- (a) ☐ U.S. patent application executed on even date herewith
(b) ☐ U.S. patent application executed on _____
(c) ☐ U.S. provisional application naming the above inventor(s) for the above-identified invention.
 ☐ Express Mail label No.: _____, mailed: _____
 ☐ To comply with 37 CFR 3.21 for recordal of this assignment, I, an ASSIGNOR signing below, hereby authorize and request my attorney to insert below the filing date and application number when they become known
(d) ☒ U.S. application Serial No. 08/ 610,575 filed on March 8, 1996
(e) ☐ International application No. PCT/____/_____
(f) ☐ U.S. Patent No. _____ issued _____
 ☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.
(g) ☐ and any legal equivalent thereof in a foreign country, including the right to claim priority

and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to Letters Patent any re-issue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits

required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this

WARNING: Date of signing must be the same as the date of execution of the application if item (a) was checked above.

Date: X 5-20-96
Date of signing

X Mark T. Wedell
Mark T. Wedell

Date: X
Date of signing

X Edward B. Bilson 5-16-96
Edward B. Bilson

Date: X 05-16-96
Date of signing

X Thomas A. Zimmerman
Thomas A. Zimmerman

Date: X 6-16-96
Date of signing

X Glenn A. Ellis, III
Glenn A. Ellis, III

(If ASSIGNOR is a legal entity, complete the following information)

Type or print the name of the above person
authorized to sign on behalf of ASSIGNOR

Title

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized then it will only be prima facie evidence of execution 35 USC 261. Use next page if notarization is desired.

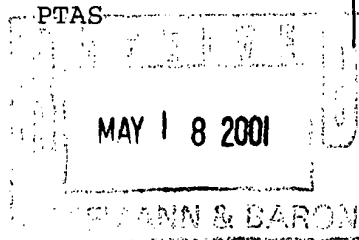
[] Notarization or Legalization Page Added.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MAY 15, 2001

HOFFMAN & BARON, LLP
CHARLES R. HOFFMAN
6900 JERICHO TURNPIKE
SYOSSET, NY 11791



101634949A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/06/2001

REEL/FRAME: 011566/0548
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

THOMAS & BETTS CORPORATION

DOC DATE: 02/26/2001

ASSIGNEE:

THOMAS & BETTS INTERNATIONAL, INC.
250 LILLARD DRIVE
SPARKS, NEVADA 89431

SERIAL NUMBER: 09650396
PATENT NUMBER:

FILING DATE: 08/29/2000
ISSUE DATE:

SERIAL NUMBER: 09247796
PATENT NUMBER:

FILING DATE: 02/08/1999
ISSUE DATE:

SERIAL NUMBER: 09247800
PATENT NUMBER:

FILING DATE: 02/08/1999
ISSUE DATE:

SERIAL NUMBER: 08610575
PATENT NUMBER: 5803590

FILING DATE: 03/08/1996
ISSUE DATE: 09/08/1998

011566/0548 PAGE 2

SERIAL NUMBER: 08808813
PATENT NUMBER: 5914632

SERIAL NUMBER: 09247802
PATENT NUMBER: 6132065

SERIAL NUMBER: 09250035
PATENT NUMBER: 6059427

FILING DATE: 02/28/1997
ISSUE DATE: 06/22/1999

FILING DATE: 02/08/1999
ISSUE DATE: 10/17/2000

FILING DATE: 02/08/1999
ISSUE DATE: 05/09/2000

STEVEN POST, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

03-13-2001

Docket No.: 577-73 et al.

D/\$

FORM PTO-1595 (Modified)
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)
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P08/REV02



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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

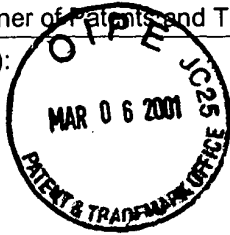
101634949

Tab settings → → → ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Thomas & Betts Corporation

36.01



Additional names(s) of conveying party(ies) ☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: **Thomas & Betts International, Inc.**

Internal Address: _____

Street Address: **250 Lillard Drive**City: **Sparks** State: **NV** ZIP: **89431**Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other _____Execution Date: **2/26/01**

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

09/650,396

09/247,796

09/247,800

5,803,590

5,914,632

6,132,065

6,059,427

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Charles R. Hoffmann**Internal Address: **Hoffmann & Baron, LLP**

03/13/2001 GTDN11 00000029 09650396

01 FC:581 280.00 DP

Street Address: **6900 Jericho Turnpike**City: **Syosset** State: **NY** ZIP: **11791**6. Total number of applications and patents involved: **7**7. Total fee (37 CFR 3.41):.....\$ **280.00**☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☐ Authorized to be charged to deposit account

8. Deposit account number:

08-2461

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Steven T. Zuschlag
March 2, 2001

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document:

4

Attorney's Docket No.: 577-73 et al.

PATENT

For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application;
☐ U.S. Provisional Application;
☒ U.S. Patent; or
☐ PCT Application
By: ☐ Inventors or ☒ Present Owners

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNORS: (inventor(s) or person(s) or entity(ies) who own the invention)

Thomas & Betts Corporation
Name

8155 Thomas & Betts Boulevard
Address

Memphis, TN 38125

USA
Nationality

(If assignment is by person or entity to whom invention was previously assigned and this was recorded in PTO add the following)

Recorded on (See attached Schedule A) Reel
Frame

hereby sells, assigns and transfers to

ASSIGNEE:

Thomas & Betts International, Inc.
(Type or print name of ASSIGNEE)

250 Lillard Drive
Address

Sparks, NV 89431

USA
Nationality

and the successors, assigns and legal representatives of the ASSIGNEE,

(complete one of the following)

- ☒ the entire right, title and interest
☐ an undivided _____ percent (_____%) interest

for the United States and its territorial possessions

- ☒ and in all foreign countries, including all rights to claim priority,

in and to any and all improvements which are disclosed in the invention entitled:

ROADWAY LUMINAIRE

and which is found in: **See attached Schedule "A"**

(check and complete (a), (b), (c), (d), (e), (f), or (g))

- (a) ☐ U.S. patent application executed on even date herewith
(b) ☐ U.S. patent application executed on _____
(c) ☐ U.S. provisional application naming the above inventor(s) for the above-identified invention.
☐ Express Mail label No.: _____, mailed:
☐ To comply with 37 CFR 3.21 for recordal of this assignment, I, an ASSIGNOR signing below, hereby authorize and request my attorney to insert below the filing date and application number when they become known
(d) ☐ U.S. application Serial No. 0 / _____ filed on _____
(e) ☐ International application No. PCT/ _____ / _____
(f) ☐ U.S. Patent No. _____ issued
☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.
(g) ☒ and any legal equivalent thereof in a foreign country, including the right to claim priority

and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to Letters Patent any re-issue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said

Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this

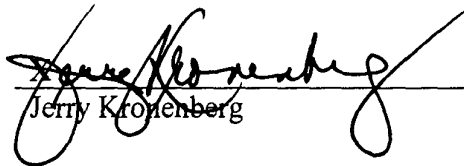
above. **WARNING:** Date of signing must be the **same** as the date of execution of the application if item (a) was checked

Date:

X

2/26/01.

Date of signing


Jerry Kronenberg

(If ASSIGNOR is a legal entity, complete the following information)

Jerry Kronenberg

Type or print the name of the above person

Authorized to sign on behalf of ASSIGNOR

Vice President – General Counsel

Title

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized then it will only be prima facie evidence of execution 35 USC 261. Use next page if notarization is desired.

☐ Notarization or Legalization Page Added.



SCHEDULE A

PATENTS

<u>PATENT NO.</u>	<u>ISSUE DATE</u>	<u>RECORDED ON</u>	<u>REEL</u>	<u>FRAME</u>	<u>DOCKET NO.</u>
5,803,590	September 8, 1998	June 24, 1996	8004	0273	577-73 (T&B 1248)
5,941,632	August 24, 1999	March 7, 1997	8475	0692	577-73 CIP (T&B 1248 CIP)
6,132,065	October 17, 2000				577-73 CIP/DIV I (T&B 1248 CIP/DIV I)
6,059,427	May 9, 2000				577-73 CIP/DIV III/CPA (T&B 1248 CIP DIV 3)

APPLICATIONS

<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>RECORDED ON</u>	<u>REEL</u>	<u>FRAME</u>	<u>DOCKET NO.</u>
09/650,396	August 29, 2000				577-73 CIP/DIV I/CON (T&B 1248 CIP/DIV I/CON)
09/247,796	February 8, 1999				577-73 CIP/DIV II/CPA (T&B 1248 CIP/DIV 2)
09/247,800	February 8, 1999				577-73 CIP/DIV IV (T&B 1248 CIP/DIV 4)

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

PATENTS ONLY

50010/267392

Tab settings ⇨ ⇨ ⇨ ▼ ▼ ▼ ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please Record the attached original documents or copy thereof.

1. Name of conveying party(ies):

L & C SPINCO, INC.

Additional name of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: **ACUITY BRANDS, INC.**

Internal Address: _____

GA 30309

Street Address: **1170 PEACHTREE STREET, SUITE 2400**

City: **ATLANTA**

State: **GA**

Zip: **30309**

Additional Name(s) & address(es) attached? ☐ Yes ☐ No

3. Nature of conveyance:

☐ Assignment

☐ Merger

☐ Security Agreement

☒ Change of Name

☐ Other _____

Execution Date: **NOVEMBER 9, 2001**

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

5,803,590

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning this document should be mailed:

Name: **JOHN S. PRATT, ESQ.**

Internal Address: **KILPATRICK STOCKTON LLP**

Street Address: **1100 PEACHTREE STREET, SUITE 2800**

City: **ATLANTA**

State: **GA**

Zip: **30309-4530**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41) \$ **40.00**

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

11-0855

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

GEOFF L. SUTCLIFFE, ESQ., REG. NO. 36,348

Name of Person Signing

Geoff Sutcliffe

Signature

6-27-03

Date

Total number of pages including cover sheet, attachments, and documents: **4**

Mail documents to be recorded with required cover sheet information to:

Commissioner for Patents

P. O. Box 1421 Mail Stop Assignment Recordation Services

Alexandria, VA 22313-1450

State of Delaware
Office of the Secretary of State

PAGE 1

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "L & C SPINCO, INC.", CHANGING ITS NAME FROM "L & C SPINCO, INC." TO "ACUITY BRANDS, INC.", FILED IN THIS OFFICE ON THE NINTH DAY OF NOVEMBER, A.D. 2001, AT 10 O'CLOCK A.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1455021

DATE: 11-19-01

3408700 8100
010586534

**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION
OF
L & C SPINCO, INC.**

L & C Spinco, Inc. (the "Corporation"), a corporation organized and existing under and by virtue of the Delaware General Corporation Law (the "DGCL"), DOES HEREBY CERTIFY:

1. That pursuant to an action duly and properly taken by the Board of Directors of the Corporation, resolutions were duly adopted setting forth the amendment of the Certificate of Incorporation of the Corporation set forth below (the "Amendment"), declaring said amendment to be advisable and referring said amendment to the sole stockholder of the Corporation for consideration thereof and approval and adoption by such sole stockholder by written consent of the sole stockholder.

2. That thereafter, pursuant to a resolution of the Board of Directors calling for the Amendment to be submitted to the sole stockholder for its approval, the Amendment was approved and adopted by the sole stockholder by written consent with the necessary number of shares of common stock consenting to the Amendment in accordance with Sections 228 and 242 of the DGCL and the terms of the Certificate of Incorporation of the Corporation.

3. That Article 1 of the Certificate of Incorporation of the Corporation is hereby amended by deleting such paragraph in its entirety and replacing it with the following:

"1.

The name of the corporation (which is hereinafter referred to as the "Corporation") is Acuity Brands, Inc."

4. That the Amendment was duly adopted in accordance with the provisions of Sections 228 and 242 of the DGCL.

5. The undersigned officer of the Corporation hereby acknowledges that the foregoing is the act and deed of the Corporation and that the facts stated herein are true.

IN WITNESS WHEREOF, L & C Spinco, Inc. has caused this Certificate to be signed
by the officer identified below this 9th day of November, 2001.

L & C SPINCO, INC.

By: Kenyon W. Murphy
Name: Kenyon W. Murphy
Title: Senior Vice President

7

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

PATENTS ONLY

50010/267392

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please Record the attached original documents or copy thereof.

1. Name of conveying party(ies):

THOMAS & BETTS INTERNATIONAL, INC.
THOMAS & BETTS CORPORATION

2. Name and address of receiving party(ies)

Name: L & C SPINCO, INC.

Internal Address: _____

Additional name of conveying party(ies) attached? ☐ Yes ☒ No

GA 30309

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Street Address: 1170 PEACHTREE STREET, SUITE 2400

City: ATLANTA State: GA Zip: 30309

Additional Name(s) & address(es) attached? ☐ Yes ☐ No

Execution Date: OCTOBER 12, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

5,803,590

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning this document should be mailed:

Name: JOHN S. PRATT, ESQ.

Internal Address: KILPATRICK STOCKTON LLP

Street Address: 1100 PEACHTREE STREET, SUITE 2800

City: ATLANTA State: GA Zip: 30309-4530

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) \$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

11-0855

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

GEOFF L. SUTCLIFFE, ESQ., REG. NO. 36,348

Name of Person Signing

Geoffrey Sutcliffe
Signature

6-27-03
Date

Total number of pages including cover sheet, attachments, and documents: 7

Mail documents to be recorded with required cover sheet information to:

Commissioner for Patents

P. O. Box 1421 Mail Stop Assignment Recordation Services

Alexandria, VA 22313-1450

ASSIGNMENT OF PATENTS

This ASSIGNMENT OF PATENTS, dated as of October 12, 2001 (the "Assignment"), by THOMAS & BETTS CORPORATION, a Tennessee corporation, and THOMAS & BETTS INTERNATIONAL, INC., a Delaware Corporation (each an "Assignor," and together the "Assignors"), in favor of L&C SPINCO, INC., a Delaware corporation ("Assignee").

WITNESSETH

WHEREAS, Assignors have rights in and to certain patents and patent applications listed on Attachment 1 hereto, which patents have been granted patent protection or have been filed for patent protection in certain international or foreign patent offices (the "Patents"); and

WHEREAS, Thomas & Betts Corporation and Assignee are parties to a certain Asset Purchase Agreement, dated as of September 28, 2001 (the "Asset Purchase Agreement"), pursuant to which Assignors have agreed to sell, convey, assign, transfer and deliver to Assignee and Assignee has agreed to accept from Assignors the entire right, title and interest in the Patents.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignors and Assignee hereby agree as follows:

1. Assignors do hereby assign and transfer unto said Assignee the entire right, title and interest in and to the Patents, whereby Assignee has the right to sue for and collect damages by reason of past infringement aforesaid; the same to be held and enjoyed by the Assignee for his own use and behoof, and for his legal representatives and assigns, to the full end of the terms for which the Patents are granted, and fully and entirely as the same would have been held, had this assignment not been made.

2. Assignors further agree, without further consideration, to cause to be performed such lawful acts and to be executed such further assignments and other lawful documents as Assignee may reasonably request to effectuate fully this Assignment to permit Assignee to be duly recorded as the registered owner and proprietor of the rights hereby conveyed.

IN WITNESS WHEREOF, the undersigned have caused this Assignment to be executed by the signature of their duly authorized officers as of the date above first written.

ASSIGNORS:

THOMAS & BETTS CORPORATION

By: [Signature]

Name: Jerry Kronenberg
Title: Vice President - General Counsel
and Corporate Secretary

STATE OF TENNESSEE)

COUNTY OF SHELBY)

) SS.

I, a notary public, in and for the county and state aforesaid, do hereby certify that Jerry Kronenberg on behalf of THOMAS & BETTS CORPORATION, a Tennessee corporation, appeared before me this day in person and acknowledged the he signed the above and foregoing instrument as his free and voluntary act and as the free and voluntary act of said corporation pursuant to authority granted to him by the board of directors of said corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 12 day of October, 2001.

Jane Anne Borker

Notary Public

My commission expires: September 14, 2004

THOMAS & BETTS INTERNATIONAL, INC.

By: [Signature]

Name: Jerry Kronenberg
Title: Vice President - General Counsel
and Corporate Secretary

STATE OF TENNESSEE)

COUNTY OF SHELBY)

) SS.

I, a notary public, in and for the county and state aforesaid, do hereby certify that Jerry Kronenberg on behalf of THOMAS & BETTS INTERNATIONAL, INC., a Delaware corporation, appeared before me this day in person and acknowledged the he signed the above and foregoing instrument as his free and voluntary act and as the free and voluntary act of said corporation pursuant to authority granted to him by the board of directors of said corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 12 day of October, 2001.

Jane Anne Borker
Notary Public

My commission expires: September 14, 2004

ATTACHMENT 1 TO ASSIGNMENT OF PATENTS

Attachment I - U.S. Patents

U.S.	Patent Title	Patent Number	Patent Class
U.S.	Illuminated House Number Display or Similar Article	06/647,171	Des. 289,184
U.S.	Illuminated House Number Display or Similar Article	06/646,939	Des. 289,305
U.S.	Illuminated House Number Display or Similar Article	646,838	Des. 289,063
U.S.	Illuminated House Number Display or Similar Article	06/646,841	Des. 288,840
U.S.	Luminaire For Residential Roadway Lighting	652,521	4,523,893
U.S.	Lighting Fixture Hinge Assembly	722,603	4,587,602
U.S.	Post Top Luminaire Clamp	808,455	4,626,974
U.S.	Exterior Lighting Fixture	610,881	Des. 329,714
U.S.	Electronic Lamp Control	374,983	4,451,763
U.S.	Starting circuit for Gaseous Discharge Lamps	340,192	4,415,837
U.S.	Ballast for High Intensity Discharge Lamps	177,693	4,904,903
U.S.	High Intensity Discharge Lamp	770,663	4,682,084
U.S.	High Intensity Discharge Lamp	876,724	4,886,428
U.S.	Ballast for High Pressure Sodium Lamps	911,528	4,899,547
U.S.	Latch Mechanism for Luminaire	268,389	4,424,993
U.S.	Outdoor Luminaire	405,178	Des. 277,701
U.S.	Cycling Limiting Circuitry	07/155,123	4,853,599
U.S.	Reflector Sealing Apparatus	08/449,237	4,448,510
U.S.	Encased Starter Circuit	06/877,489	4,739,188
U.S.	Break-Away Banner Rod Fitter	08/453,341	6,558,455
U.S.	Flood Light	08/905,643	Des. 296,829
U.S.	Photoelectric Load Control System	905,153	5,185,016
U.S.	Photoelectric Load Control System and Method - Part Night	08/846,678	5,895,986
U.S.	Luminaire Diagnostic System	08/914,661	6,028,396
U.S.	Photoccontroller Diagnostic System	09/461,983	

U.S.	Filtered Photocontroller	09/121,382	
U.S.	Luminaire Starting Aid Device	09/544,307	
U.S.	Quartz Improved Housing	235,728	5,635,109
U.S.	Quartz Halogen Flood Light Having Improved Housing	08/485,973	5,768,963
U.S.	Quartz Halogen Flood Light Having Improved Housing	09/037,352	6030095
U.S.	Quartz Lamp & Reflector	235,445	5,535,111
U.S.	Assembly Method for Sealed Light Fixture	08/235,605	5,651,608
U.S.	Quartz Halogen Floodlight Assembly	29/026,256	Des. 360,860
U.S.	Quartz Halogen Flood Light	28/028,190	Des. 361,147
U.S.	Quartz Halogen Floodlight Assembly	29/026,258	Des. 361,148
U.S.	Quartz Halogen Flood Light	29/026,257	Des. 361,148
U.S.	Photocontrol Receptacle Assembly	08/500,385	5,583,318
U.S.	Horizontal Luminaire Mast Support		
U.S.	Roadway Luminaire	08/610,575	5,803,580
U.S.	Roadway Luminaire	08/813,747	5,941,832
U.S.	Roadway Luminaire	09/650,396	
U.S.	Overhead Luminaire	09/928,136	
U.S.	Roadway Luminaire	08/247,802	6,132,065
U.S.	Roadway Luminaire	09/247,798	6,241,357
U.S.	Roadway Luminaire	09/250,035	6,059,427
U.S.	Roadway Luminaire	09/247,800	
U.S.	Mast Arm Assembly for Exterior Light	08/723,612	
U.S.	StreetLight Reflector		
U.S.	Self Diagnostic Photocontrol		
U.S.	DTL Smart Starting Aid with Photocontrol Diagnostic Function		
U.S.	Swivel Arrangement for a Lighting Fixture		

U.S.	Electronic Lighting Ballast	60/297.392	
U.S.	Lighting Circuit Diagnostics with Remote Communications		
U.S.	Starter Receptacle/Retrofit Kit for All HID Lighting Fixtures		